IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF VIRGINIA LYNCHBURG DIVISION

CALVIN WESLEY,)	
Plaintiff,)	
V.) Civil Action: 6:23cv000	12
CITY OF LYNCHBURG, and)	
OFFICER SETH REED, et al.)	
Defendants.)	

MOTION TO DISMISS

Defendant City of Lynchburg, by counsel, moves pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure to dismiss the Complaint and in support thereof states as follows:

1. The Complaint fails to state a claim upon which relief can be granted as more fully set forth in City of Lynchburg's Memorandum in Support of Motion to Dismiss.

WHEREFORE, Defendant respectfully moves the Court to dismiss the Complaint with prejudice.

CITY OF LYNCHBURG

By /s/ Jim H. Guynn, Jr.
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CERTIFICATE OF SERVICE

I hereby certify that on the 14th day of April, 2023, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system.

/s/ Jim H. Guynn, Jr.

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